IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.46148 of 2008
RAM BRIKSH GOPE
Versus
THE STATE OF BIHAR
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2. 18.12.2008 Heard Sri Ram Swarup Prasad, Advocate for the petitioner and Sri D. Mehta, APP for the State.

The allegation is that the petitioner firstly caught hold the hand of the lady and when she objected and pointed out to the petitioner that she has grand son of the petitioner's age, he committed rape upon her.

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The contention is that the medical report does not support the allegation. The contention further is that the allegations are false.

I have perused the medical report and I find that there is no mention that the private part of the lady was not bearing any injury. The learned Judge, who heard the prayer for bail of the petitioner, has referred to certain objective findings of the I.O. specially that relating to the finding of blood on the garment of the lady, whereon the blood was found. The lady has supported the story by giving statement

under Section 164 of the Cr. P.C. The case has a very serious look, considering which, the petition is dismissed.

DKS/ **(Dharnidhar Jha, J.)**

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